

AN ORDINANCE

07-O-0488

BY: CARLA SMITH

SUBSTITUTED BY THE FINANCE EXECUTIVE COMMITTEE :

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER ON BEHALF OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT TO PAY OUTSTANDING INVOICES TO KISSBERG CONSTRUCTION COMPANY, INC FOR DEMOLITION SERVICES PROVIDED AT VARIOUS PROPERTIES IN AN AMOUNT OF FIFTY SIX THOUSAND SIX HUNDRED DOLLARS (\$56,600.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER: 1B01 (COMMUNITY DEVELOPMENT FUND) 529002 (SERVICE GRANTS) Y46P0931A26A (HOUSING DEMOLITION/RECLAMATION, CD-610); AND FOR OTHER PURPOSES.

WHEREAS, on June 6, 2005, the City Council adopted Resolution 05-R-0995 and the Mayor approved the same on June 4, 2005, authorizing a Notice-to-Proceed to Kissberg Construction Company, Inc. for FC-7382-01, Annual Contract for Citywide Demolition Services; and

WHEREAS, the City Of Atlanta ("City") entered into an agreement with Kissberg Construction Company, Inc (Kissberg") for FC-7382-01, Annual Contract for Citywide Demolition ("Agreement"), pursuant to Resolution 05-R-0955; and

WHEREAS, the base term of the Agreement was set to expire on September 30, 2006; and

WHEREAS, the Kissberg Agreement for FC-7382-01 expired before all payments could be made for properties approved by the In-Rem Board for demolition; and

WHEREAS, the City of Atlanta ("City") desires to authorize the extension of the Notice-to-Proceed to Kissberg Construction Company, Inc. for FC-7382-01, Annual Contract for Citywide Demolition, from September 30, 2006 to March 31 2007 and

WHEREAS, the City is in possession of the final remaining outstanding invoices from Kissberg Construction in an amount not to exceed Fifty Six thousand six hundred dollars (\$56, 600.00); and

WHEREAS, the waiver of Article X of the City of Atlanta's Procurement and Real Estate Code is necessary in order to make payments to Kissberg pursuant to FC-7382-01 as the demolitions were completed after the expiration of the Agreement; and

WHEREAS, it was the City's intent to demolish the structures pursuant to the aforesaid Agreement; and

WHEREAS, the contractor has performed the contracted services satisfactorily; and

WHEREAS, the Commissioner of the Department of Planning and Community Development and the Chief Procurement Officer have recommended this ordinance to cure the above described timing defect of the Agreement.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY
ORDAINS AS FOLLOWS:

SECTION 1: That the Chief Financial Officer is authorized to remit payment of outstanding invoices to Kissberg Construction Company, Inc; in an amount not to exceed fifty six thousand six hundred dollars (\$56,600).

SECTION 2: That the Notice -to-proceed to Kissberg Construction Company, Inc, for FC-7328-01, Annual Contract for Citywide Demolition, is hereby extended from the period September 30, 2006 to April 15, 2007.

SECTION 3: That Article X of The City of Atlanta's Procurement and Real Estate Code is hereby waived in order to make payments to Kissberg Construction Company, Inc. pursuant to FC-7382-01, Annual Contract for Citywide Demolition.

SECTION 4: That invoices to Kissberg Construction Company, Inc, in an amount not to exceed Fifty six thousand dollars shall be charged to and paid from Fund, Account and Center Number: 1B01 (Community Development Fund) 529002 (Service Grants) Y43P0931A26A (Housing Demolition/Reclamation, CD-610).